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Docket 98408

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Examiner: Kim, Sang K

Donald R. Vinding

Group Art Unit: 3654

Serial No.: 10/072,011

Filed: February 7, 2002

For: RETRACTABLE REEL FOR
FLEXIBLE TUBING

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

PETITION TO WITHDRAW HOLDING OF ABANDONMENT BASED

ON FAILURE TO RECEIVE OFFICE ACTION MPEP 711.03(c) II AND 37 CFR 1.181

Applicant hereby respectfully requests that the holding of abandonment in the above-identified application be withdrawn. A declaration of the undersigned attorney of record along with supporting docket log copies and fee payment is submitted herewith.

Respectfully Submitted,

Roy A. Ekstrand
Registration No. 27,485
Attorney for the Applicant

3158 Redhill Avenue, Ste. 150
Costa Mesa, California 92626
(714)662-7733

Date: August 26, 2005

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to:
Commissioner for Patents, P.O. Box 1450,
Alexandria, VA 22313-1450
on August 26, 2005

By: ROY A. EKSTRAND

Signature:

Date: August 26, 2005

08/30/2005 LWDNDT2 00000046 10072011
01 FC:2501 700.00 OP
02 FC:1504 300.00 OP



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) For: RETRACTABLE REEL FOR
) FLEXIBLE TUBING

)

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

DECLARATION OF ROY A. EKSTRAND

The undersigned declarant hereby declares as follows:

1. That I am Attorney of Record in the above-identified patent application;
2. That the Notice of Allowance and Issue Fee Notification dated August 17, 2004 was not received at my office;
3. That a search of the application file jacket and docket records indicates that the Office communication was not received;
4. That a true copy of the docket record for August, 2004 in which the non-received Office communication would have been entered is attached hereto;

5. That true copies of the docket records for the subsequent months of September and October, 2004 are also enclosed;
6. That a true copy of the docket records for November, 2004 (the month in which the communication due date would have been entered) is also enclosed;
7. That I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any registration granted thereon.

Respectfully Submitted,



Roy A. Ekstrand
Registration No. 27,485
Attorney for the Applicant

3158 Redhill Avenue, Ste. 150
Costa Mesa, California 92626
(714)662-7733

Date: August 26, 2005



August 2004

Aug 5 Office Action Response due today for Muller - Folding Step and Decorative Hitch Cover (02532) -

Aug 5 Two months ext due today for Westbrook - Proportional Liquid Mixing System (02528)

Aug 4 Two months ext due today for Austin - Sunshade for Vehicles (02527)

Aug 11 Three months ext due today for Bellions - Method & Apparatus for Optimizing Game Design & Development Upon Multiple Game Systems (02511) Sent 8/11/04

Aug 16 One month ext due today for Bellions - Lotto Type Game Having Multiple Chance Cards & Multiple Tier Play (02516)

September 2004

Sep 22 I ssu Fee due today for Deppen - Magnetic Holder
for Cell Phones & the Like (00450) sent 8/24/04

Sep 4 3 Month Ext OA Response due today for Austin
Sunshade for Vehicles (02527) sent 9/7/04

Sep 5 One month Ext OA Response due today for Miller - Folding
Step & Decorative Hitch Cover (02532) (Propped ^{Case})

Sep 5 Three month Ext due today for Mastbrook - Proportional
Liquid Mixing System (02528) sent 9/7/04

Sep 16 Two month Ext due today for b2illions - Lotto Type game
Having multiple Chance cards & multiple Yur Play
(02516) Redtd for 10/16/04 3 Month Ext

Sep 17 OA Response due today for Mattel - Combination
Playhouse & Doll Carrying Case (15114) Redtd 1 month ext
10/11/04

Sep 30 Three month OA Extension due today for b2illions -
Lotto Kiosk (02523) - Need corrected drawings - sent ^{continuat} 9/30/04

October 2004

- Oct 14 Three months ext due today for billions - Lotto Type Game
Having Multiple Chance Cards and Multiple Yes/No (2546)
- Oct 17 One month ext due today for MATTEL - Combination
Playhouse and Doll Carrying Case (15114) Redtd ^{2 month} 11/17/04
- Oct 6 Office Action Response due today for MATTEL
- Ball Resembling Car - Design (15248) Redtd 1 month 11/6/04
- Oct 15 Office Action due today for MATTEL - Mexican Patent
App'n - 14033MX - P A E to contact Mex Firm ASAP
(No extensions)
- Oct 27 Issue Fee due today for MATTEL - Package for Toy Vehicle
(Des) - 15178(3)
- Oct 26 Office Action Response due Nov 26 for Antonucci -
Drywall Texture Gun (03542)
- Oct 14 Office Action Response due Nov 14 for MATTEL - Chinese App'n -
Doll Comb Having Apparatus for Attaching Ornaments
(14384CN)

November 2004

Nov 26 Office Action Response due today for Antonucci -
Drywall Texture Gun (03542) Redtd One Month 12/26/04

Nov 14 Office Action due ~~today~~ for MATTEL - Chinese Appn
Doll Comb Having Apparatus for Attaching
Ornaments (14384 CN) (? —)

Nov 6 One Month Extension^{OA} due today for MATTEL Ball
Resembling A Car (Des) (5248) Redtd Two Month 12/6/04

Nov 17 Two Months Ext due today for MATTEL - Combination
Playhouse + Doll Carrying Case (15124) (~~Redtd~~ Three Month
12/17/04)

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16-339/1220-394

ROY A. EKSTRAND
A PROFESSIONAL CORPORATION
ATTORNEY CLIENT TRUST
3158 REDHILL SUITE 150
COSTA MESA, CA 92626

Ser 10/072 011

DATE Aug 26, 2005

\$ 1,000.00

PAY TO THE ORDER OF Commissioner of Patents and Trademarks

DOLLARS

One Thousand and 100/100

CALIFORNIA BANK TRUST



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[Signature]

FOR Issue and Publication fees Vinding

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